



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

December 23, 2016

System No. 4600068

Certified Mail

No. 7012 3460 0003 1112 8465

Mary Westmoreland – Permit Administrator
Tahoe National Forest
10811 Stockrest Springs Road
Truckee, CA 96161

TRANSMITTAL OF CITATION NO. 01-02-16C-034

Dear Ms. Westmoreland,

The State Water Resources Control Board (Water Board), Division of Drinking Water, has issued the Tahoe National Forest – Logger and Stampede Recreation Center a citation, which is attached.

If you have any questions regarding this matter, please call Stephen Rooklidge at (530) 224-2413 or me at (530) 224-4800.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. McNamara".

Michael J. McNamara, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

cc: Elizabeth Morgan, Sierra County Environmental Health Department

Enclosure: Citation No. 01-02-15C-034
Certification Compliance Form

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

(Stampede Dam Rd. and Dog Valley Rd., Truckee, CA 95734) for violation of California Code of Regulations (CCR), Title 22, Section 64426.1(b)(2).

APPLICABLE AUTHORITIES

Section 116650 of California Health and Safety Code provides:

(a) If the department determines that a public water system is in violation of this chapter or any regulation, permit, standard, citation, or order issued or adopted thereunder, the department may issue a citation to the public water system. The citation shall be served upon the public water system personally or by certified mail. Service shall be deemed effective as of the date of personal service or the date of receipt of the certified mail. If a person to whom a citation is directed refuses to accept delivery of the certified mail, the date of service shall be deemed to be the date of mailing.

(b) Each citation shall be in writing and shall describe the nature of the violation or violations, including a reference to the statutory provision, standard, order, citation, permit, or regulation alleged to have been violated.

(c) A citation may specify a date for elimination or correction of the condition constituting the violation.

(d) A citation may include the assessment of a penalty as specified in subdivision (e).

(e) The department may assess a penalty in an amount not to exceed one thousand dollars (\$1,000) per day for each day that a violation occurred, and for each day that a violation continues to occur. A separate penalty may be assessed for each violation.



1 **California Code of Regulations, Title 22, Section 64426.1, subsection (b)**
2 **provides, in relevant part:**

3 (b) A public water system is in violation of the total coliform MCL
4 [maximum contaminant level] when any of the following occurs:

5 (2) For a public water system which collects fewer than 40
6 samples per month, more than one sample collected during any month is
7 total coliform-positive; or

8
9 **STATEMENT OF FACTS**

10 The Tahoe National Forest Logger and Stampede Recreation Center is located off
11 Stampede Dam Road, approximately 15 miles northeast of Truckee, CA. It is open
12 for public use during the months between May and November each year. The
13 domestic water system is classified as a transient non-community water system. As
14 such, the Center is required to collect one routine bacteriological sample during each
15 month the Center is open to the public. The Center is supplied water by a single
16 ground water source known as Well 01.

17
18 On September 1, 2016, a routine bacteriological sample was collected from the
19 Center's distribution system, which was found to contain total coliform bacteria. Two
20 of the five repeat bacteriological samples collected on September 2, 2016, were also
21 found to contain total coliform bacteria, and the well sample was one of the repeat
22 positive samples. The distribution system was then flushed and five additional repeat
23 samples were collected on September 8, 2016. All of these samples were absent of
24 total coliform bacteria. Public notification was made in accordance with the sampling
25 site plan and a completed Level 1 Assessment Form was submitted during the month
26 of September 2016. No cause for the contamination was found.

27



DETERMINATIONS

Based on the above Statement of Facts, the Division has determined that the Center violated Section 64426.1(b)(2), Title 22, of the CCR, in that the Center exceeded the total coliform MCL during the month of September 2016.

DIRECTIVES

The Center is hereby directed to take the following actions:

1. Comply with Section 64426.1, Title 22, of the CCR in all future monitoring periods.
2. Complete and return Attachment 'B' entitled "Compliance Certification" by **January 15, 2017.**

All documents required by this Citation to be submitted to the Department shall be submitted to the following address:

Michael J. McNamara, P. E.
Lassen District Engineer
State Water Resources Control Board
Division of Drinking Water
364 Knollcrest Drive, Suite 101
Redding, CA 96002

As used in this Citation, the date of issuance shall be the date of this Citation; and the date of service shall be the date of service of this Citation, personal or by certified mail, on the Water System.



1 Nothing in this Citation relieves the Center of its obligation to meet the requirements
2 of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking
3 Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

4
5 The Division reserves the right to make such modifications to this Citation, as it may
6 deem necessary to protect public health and safety. Such modifications may be
7 issued as amendments to this Citation and shall be effective upon issuance.

8
9 **PARTIES BOUND**

10 This Citation shall apply to and be binding upon the Center, its officers, directors,
11 shareholders, agents, employees, contractors, successors, and assignees.

12
13 **SEVERABILITY**

14 The Directives of this Citation are severable, and the Center shall comply with each
15 and every provision thereof, notwithstanding the effectiveness of any other provision.

16
17 **FURTHER ENFORCEMENT ACTION**

18 The California SDWA authorizes the Board to: issue citation with assessment of
19 administrative penalties to a public water system for violation or continued violation of
20 the requirements of the California SDWA or any permit, regulation, or order issued or
21 adopted thereunder including, but not limited to, failure to correct a violation identified
22 in a citation or compliance order. The California SDWA also authorizes the Board to
23 take action to suspend or revoke a permit that has been issued to a public water
24 system if the system has violated applicable law or failed to comply with an order of
25 the Board; and to petition the superior court to take enforcement measures against a
26 public water system that has failed to comply with an order of the Board. The Board
27 does not waive any further enforcement action by issuance of this citation.



1
2
3
4
5
6
7
8
9

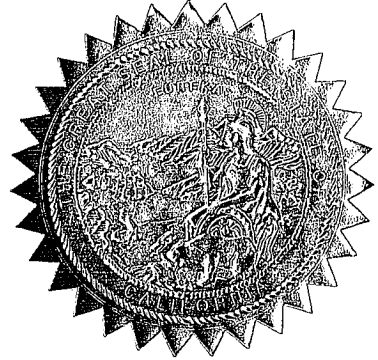
12-23-2016

Date

Michael J. McNamara

Michael J. McNamara, P.E.
Lassen District Engineer
Division of Drinking Water
State Water Resources Control Board

CERTIFIED MAIL 7012 3460 0003 1112 8465



COMPLIANCE CERTIFICATION

Citation Number: **01-02-16C-034**

Name of Water System: **TNF – Logger and Stampede RC**

System Number: **4600068**

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the violations of Title 22, California Code of Regulations (CCR) for the compliance period of September 2016. In addition, I certify that the TNF – Logger and Stampede RC water system complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Public Notification, as required by Directive 2	_____
_____	_____
Signature of Water System Representative	Date

Attach a copy of the notice posted within the water system, a copy of the notice published in the newspaper or posted on the internet.

THIS FORM MUST BE COMPLETED AND RETURNED TO THE DEPARTMENT NO LATER THAN JANUARY 15, 2017.

Disclosure: Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.